

1 Medora A. Marisseau, WSBA #23114  
2 Bullivant Houser Bailey PC  
3 1601 Fifth Avenue, Suite 2300  
4 Seattle, Washington 98101-1618  
5 Telephone: 206.292.8930  
6 Facsimile: 206.386.5130  
7 E-Mail:  
8 medora.Marisseau@bullivant.com

HONORABLE EDWARD F. SHEA

9 Attorneys for Plaintiff

10 IN THE UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF WASHINGTON  
12 AT SPOKANE

13 BERKSHIRE LIFE INSURANCE  
14 COMPANY OF AMERICA, an  
15 administrator for THE GUARDIAN LIFE  
16 INSURANCE COMPANY OF AMERICA,

17 Plaintiff,

18 v.

19 TODD ROGERS,

20 Defendant.

No. CV-04-0167 EFS  
ORDER OF DISMISSAL

21 Based upon the foregoing stipulation of counsel for plaintiff and defendant, IT IS  
22 HEREBY ORDERED: the parties' Stipulation for Dismissal, (Ct. Rec. 23), is GRANTED.  
23 The claims against defendant are hereby dismissed with prejudice and without attorneys'  
24 fees or costs. The case is hereby CLOSED.  
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1 DATED August 15, 2005.

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3  
4 s/ Edward F. Shea  
HONORABLE EDWARD F. SHEA

5  
6 Presented By:

7 BULLIVANT HOUSER BAILEY PC

8  
9 /s/ Medora A. Marisseau

10 Medora A. Marisseau, WSBA # 23114  
E-mail: medora.marisseau@bullivant.com  
11 Attorneys for Plaintiff Berkshire Life  
Insurance Company Of America  
12 BULLIVANT HOUSER BAILEY PC  
1601 Fifth Avenue, Suite 2300  
13 Seattle, Washington 98101-1618  
Telephone: 206.292.8930  
14 Facsimile: 206.386.5130

15 WITHERSPOON KELLEY DAVENPORT & TOOLE

16  
17 /s/ R. Max Etter

18 R. Max Etter, WSBA#1928  
Attorneys for Defendant Todd Rogers  
19 Witherspoon Kelley Davenport & Toole  
1100 U.S. Bank Building  
20 422 W Riverside Ave.  
Spokane, WA 99201-0302  
21 Telephone: (509) 624-5265  
22 Facsimile: (509) 458-2728

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